



ENVIRONMENTAL PROTECTION AGENCY

[EPA-HQ-OPP-2009-1017; FRL-9403-2]

Product Cancellation Order for Certain Pesticide Registrations

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice.

SUMMARY: This notice announces EPA's order for the cancellations, voluntarily requested by the registrants and accepted by the Agency, of the products listed in Table 1a and 1b of Unit II., pursuant to the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA). This cancellation order follows a August 21, 2013 **Federal Register** Notice of Receipt of Requests from the registrants listed in Table 2 of Unit II. to voluntarily cancel these product registrations. In the August 21, 2013 notice, EPA indicated that it would issue an order implementing the cancellations, unless the Agency received substantive comments within the 30 day comment period that would merit its further review of these requests, or unless the registrants withdrew their requests. The Agency did not receive any comments on the notice. Further, the registrants did not withdraw their requests. Accordingly, EPA hereby issues in this notice a cancellation order granting the requested cancellations. Any distribution, sale, or use of the products subject to this cancellation order is permitted only in accordance with the terms of this order, including any existing stocks provisions.

DATES: The cancellations are effective [*insert date of publication in the **Federal Register***].

FOR FURTHER INFORMATION CONTACT: John W. Pates, Jr., Pesticide Re-Evaluation Division (7508P), Office of Pesticide Programs, Environmental Protection

Agency, 1200 Pennsylvania Ave., NW., Washington, DC 20460–0001; telephone number: (703) 308-8195; email address: *pates.john@epa.gov*.

SUPPLEMENTARY INFORMATION:

I. General Information

A. Does this Action Apply to Me?

This action is directed to the public in general, and may be of interest to a wide range of stakeholders including environmental, human health, and agricultural advocates; the chemical industry; pesticide users; and members of the public interested in the sale, distribution, or use of pesticides. Since others also may be interested, the Agency has not attempted to describe all the specific entities that may be affected by this action.

B. How Can I Get Copies of this Document and Other Related Information?

The docket for this action, identified by docket identification (ID) number EPA-HQ-OPP-2009-1017, is available at <http://www.regulations.gov> or at the Office of Pesticide Programs Regulatory Public Docket (OPP Docket) in the Environmental Protection Agency Docket Center (EPA/DC), EPA West Bldg., Rm. 3334, 1301 Constitution Ave., NW., Washington, DC 20460-0001. The Public Reading Room is open from 8:30 a.m. to 4:30 p.m., Monday through Friday, excluding legal holidays. The telephone number for the Public Reading Room is (202) 566-1744, and the telephone number for the OPP Docket is (703) 305-5805. Please review the visitor instructions and additional information about the docket available at <http://www.epa.gov/dockets>.

II. What Action is the Agency Taking?

This notice announces the cancellation, as requested by registrants, of products registered under FIFRA section 3. In addition, this notice also announces the

cancellation, as requested by Syngenta Crop Protection, LLC (Syngenta), of the last two remaining tralkoxydim products registered for use in the United States. EPA is not proposing any tolerance actions for tralkoxydim at this time. However, if any tolerance actions become necessary in the future, there will be an announcement published in the **Federal Register** and a public comment period on the proposed action. These registrations are listed in sequence by registration number in Tables 1a and 1b of this unit.

Table 1a.--Product Cancellations

EPA Registration Number	Product Name	Chemical Name
000100-01125	Impasse Termite System	Lambda-cyhalothrin
000100-01156	Impasse Premix GR	Lambda-cyhalothrin
000100-01166	Impasse Termite Blocker	Lambda-cyhalothrin
000264-01048	EXP3 Seed Applied Nematicide/Insecticide	Thiodicarb
000432-01237	BES Garden Dust 10%	Carbaryl
000432-01238	AES Carbaryl Insecticide Spray-RTU	Carbaryl
000432-01239	BES Garden Dust 5%	Carbaryl
000432-01244	AES Sevin Granules Ant, Flea, Tick & Grub Killer (1% Sevin)	Carbaryl
001022-00563	Chapco KD	Potassium dimethyldithiocarbamate
001022-00574	DCD-SDDC	Sodium dimethyldithiocarbamate
001022-00577	Buffalo System II	Sodium dimethyldithiocarbamate
009688-00296	Chemsico 0.51% Granular Propiconazole	Propiconazole
010807-00448	Country Vet Flea & Tick Fogger with Growth Inhibitor	MGK 264, Pyrethrins (NO INERT USE), Pyriproxyfen, P ermethrin
010807-00454	Country Vet Fly	Stabilene,

	Insecticide & Repellent for Horses	Pyrethrins (NO INERT USE), Piperonyl butoxide
010807-00466	CB Country Vet 80	Piperonyl butoxide, Pyrethrins (NO INERT USE)
010807-00469	Country Vet Fogger with Esfenvalerate	Pyrethrins (NO INERT USE), Piperonyl butoxide, Esfenvalerate, MGK 264
011556-00121	Advantage TM 110	Imidacloprid
040391-00010	Entech Fog-10	MGK 264, Piperonyl butoxide, Pyrethrins (NO INERT USE)
060061-00107	Woodtreat XL Sapstain Control Chemical	1-Decanaminium, N-decyl-N,N-dimethyl-, chloride and Propiconazole
060061-00114	Woodtreat P Sapstain Control Chemical	Propiconazole
060061-00121	Woodtreat XP Sapstain Control Product	Propiconazole and Carbamic acid, butyl-, 3-iodo-2-propynyl ester
060061-00124	Valvtect Marine Premium Diesel With Bioguard Additive	Morpholine, 4,4'-(2-ethyl-2-nitro-1,3-propanediyl)bis-, 4-(2-Nitrobutyl)morpholine
073049-00450	Dinotefuran Fly Bait	Dinotefuron
083558-00005	Paraquat Dichloride Technical	Paraquat dichloride
MD-010001	Sevin Brand XLR Plus Carbaryl Insecticide	Carbaryl
PA-010002	Sevin XLR Plus Carbaryl Insecticide	Carbaryl
WI-110001	Starcane Ultra Herbicide	Fluroxypyr 1-methylheptyl ester

Table 1b.—Tralkoxydim Product Cancellations

Registration No.	Product Name	Chemical Name
000100-01105	Achieve 40DG Herbicide	Tralkoxydim
000100-01106	Achieve 80DG Herbicide	Tralkoxydim

Table 2 of this unit includes the names and addresses of record for all registrants of the products in Table 1a and 1b of this unit, in sequence by EPA company number.

This number corresponds to the first part of the EPA registration numbers of the products listed in Table 1a and 1b of this unit.

Table 2.--Registrants of Cancelled Products

EPA Company Number	Company Name and Address
100	Syngenta Crop Protection, LLC 410 Swing Rd. P.O. Box 18300 Greensboro, NC 27419-8300
264 MD010001, PA010002	Bayer Cropscience LP 2 T.W. Alexander Dr. P.O. Box 12014 Research Triangle Park, NC 27709
432	Bayer Environmental Science A Division of Bayer Cropscience LP 2 T.W. Alexander Dr. P.O. Box 12014 Research Triangle Park, NC 27709
1022	IBC Manufacturing Co. 416 E. Brooks Rd. Memphis, TN 38109
9688	Chemsico A Division of United Industries Corp. P.O. Box 142642 St. Louis, MO 63114-0642
10807	Amrep, Inc 990 Industrial Park Dr. Marietta, GA 30062
11556	Bayer Healthcare, LLC P.O. Box 390 Shawnee Mission, KS 66201-0390
40391	Entech Systems Corporation Agent: Regguide 509 Tower Valley Dr. Hillsboro, MO 63050
60061	Kop-Coat, Inc. 3020 William Pitt Way Pittsburgh, PA 15238

73049	Valent Biosciences Corporation Environmental Science Division 870 Technology Way Libertyville, IL 60048-6316
83558	Celsius Property B.V., Amsterdam (NL) Agent: Makhteshim Agan of North America, Inc. 3120 Highwoods Blvd. Suite 100 Raleigh, NC 27604
WI-110001	Dow Agrosciences LLC 9330 Zionsville Rd. Suite 308/2E Indianapolis, IN 46268-1054

III. Summary of Public Comments Received and Agency Response to Comments

During the public comment period provided, EPA received no comments in response to the August 21, 2013 **Federal Register** notice (78 FR 51721) (FRL-9396-5) announcing the Agency's receipt of the requests for voluntary cancellations of products listed in Table 1a and 1b of Unit II.

IV. Cancellation Order

Pursuant to FIFRA section 6(f), EPA hereby approves the requested cancellations of the registrations identified in Table 1a and 1b of Unit II. Accordingly, the Agency hereby orders that the product registrations identified in Table 1a and 1b of Unit II. are canceled. The effective date of the cancellations that are the subject of this notice is *[insert date of publication of this cancellation order in the **Federal Register**]*. Any distribution, sale, or use of existing stocks of the products identified in Table 1a and 1b of Unit II. in a manner inconsistent with any of the provisions for disposition of existing stocks set forth in Unit VI. will be a violation of FIFRA.

V. What is the Agency's Authority for Taking this Action?

Section 6(f)(1) of FIFRA provides that a registrant of a pesticide product may at any time request that any of its pesticide registrations be canceled or amended to terminate one or more uses. FIFRA further provides that, before acting on the request, EPA must publish a notice of receipt of any such request in the **Federal Register**. Thereafter, following the public comment period, the EPA Administrator may approve such a request. The notice of receipt for this action was published for comment in the **Federal Register** of August 21, 2013. The comment period closed on September 20, 2013.

VI. Provisions for Disposition of Existing Stocks

Existing stocks are those stocks of registered pesticide products which are currently in the United States and which were packaged, labeled, and released for shipment prior to the effective date of the cancellation action. The existing stocks provisions for the products subject to this order are as follows.

A. For All Products Identified in Table 1a in Unit II

The registrants may continue to sell and distribute existing stocks of products listed in Table 1a of Unit II. until [*insert date 1 year after publication of the Cancellation Order in the **Federal Register***], which is 1 year after the publication of the Cancellation Order in the **Federal Register**. Thereafter, the registrants are prohibited from selling or distributing products listed in Table 1a, except for export in accordance with FIFRA section 17, or proper disposal. Persons other than the registrants may sell, distribute, or use existing stocks of products listed in Table 1a of Unit II. until existing stocks are exhausted, provided that such sale, distribution, or use is consistent with the terms of the previously approved labeling on, or that accompanied, the canceled products.

B. For All Tralkoxydim Products Identified in Table 1b in Unit II

The registrants may continue to sell and distribute existing stocks of products listed in Table 1b of Unit II. until November 1, 2014. Thereafter, the registrants are prohibited from selling or distributing products listed in Table 1b, except for export in accordance with FIFRA section 17, or proper disposal. Persons other than the registrants may sell, distribute, or use existing stocks of products listed in Table 1b of Unit II. until existing stocks are exhausted, provided that such sale, distribution, or use is consistent with the terms of the previously approved labeling on, or that accompanied, the canceled products.

List of Subjects

Environmental protection, Pesticides and pests.

Dated: October 21, 2013

Richard P. Keigwin, Jr.,

Director, Pesticide Re-Evaluation Division, Office of Pesticide Programs.

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